

EMERGENCY EQUIPMENT RENTAL AGREEMENT

1. ORDERING OFFICE (name and address) Department of Natural Resources & Conservation Attn: Jeff Williams PO Box 201601 Helena MT 59620-1601		AGREEMENT NUMBER MUST APPEAR ON ALL PAPERS RELATING TO THIS AGREEMENT				
		2. AGREEMENT NUMBERS: DNRC: DNR-075360-38 FS: AG-0343-C-07-3063 BLM: ESE070637				
4. CONTRACTOR a. name and address Yes Services 1630 Targhee Pass HWY West Yellowstone MT 59758		3. EFFECTIVE DATES a. beginning 6/1/07		b. ending 5/31/08		
		5. POINT OF HIRE (location when hired) Location at time of hire.				
Tax ID# 81-0518948 DUNS: 156146891		6. THE WORK RATE IS BASED ON ALL OPERATING SUPPLIES BEING FURNISHED BY <input checked="" type="checkbox"/> CONTRACTOR <input type="checkbox"/> GOVERNMENT				
c. telephone number (day) 406-646-9377 888 646 9377	d. telephone number (night) 406-646-9377 888 646 9377	7. OPERATOR FURNISHED BY <input checked="" type="checkbox"/> CONTRACTOR <input type="checkbox"/> GOVERNMENT				
8. TYPE OF CONTRACTOR (X appropriate boxes) <input checked="" type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> LARGE BUSINESS <input type="checkbox"/> SMALL DISADVANTAGED OWNED <input type="checkbox"/> WOMEN OWNED <input type="checkbox"/> VETERAN/DISABLED VETERAN <input type="checkbox"/> HUB ZONE <input type="checkbox"/> LOCAL GOVT?FED> EMPLOYEE						
9. ITEM DESCRIPTION	10. NUMBER OF OPERATORS	11. WORK OR DAILY		12. SPECIAL		13. GUARANTEE (8 or more hours)
		a. rate	b. unit	a. rate	b. unit	
Portable Toilet Rental (includes rental, one (1) daily service call and mileage within 75 miles of vendor base	1	\$60.00	Day (1 to 7 days)	N/A	N/A	N/A
		\$60.00	Day (8 to 30 days)			
		\$60.00	Day (31 + days)			
Handicapped Portable Toilet (includes rental, one (1) daily service call and mileage within 75 miles of vendor base	1	\$90.00	Day (1 to 7 days)	N/A	N/A	N/A
		\$90.00	Day (8 to 30 days)			
		\$90.00	Day (31 + days)			
Hand Wash Station – 2 sinks	1	\$50.00	Day (1 to 7 days)			
		\$50.00	Day (8 to 30 days)			
		\$50.00	Day (31 + days)			


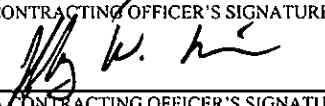

Mobile Wash Station – 8 sinks	1	\$800.00	Day (1 to 7 days)			
		\$800.00	Day (8 to 30 days)			
		\$800.00	Day (31 + days)			
Custom Wash Station – 1 sink Hot & Cold Water	1	\$50.00	Day (1 to 7 days)			
		\$50.00	Day (8 to 30 days)			
		\$50.00	Day (31 + days)			
Service calls/Delivery/Pickup: 5 units or less to a location.		\$2.00	mi. (See 14.d.)	N/A	N/A	N/A
Additional Service Calls (per unit, If ordered) Toilets & Sinks		\$25.00	Ea.	N/A	N/A	N/A
Remote Travel Hourly Rate–Primitive Roads – See Division A 2.2 of IFB 075360.		\$75.00	Hr.	N/A	N/A	N/A
Mileage over 75 mile radius (75 miles one way or 150 miles round trip). If a vendor is claiming mileage over the 75 radius, the vendor must submit documentation from one of the online route/direction web sites. Toilets & Sinks		\$2.00	Mi.	N/A	N/A	N/A
Reset Fee within camp area. Toilets & Sinks(1 & 2 sinks units)		\$20.00	Ea.	N/A	Mi. (See 14.e.)	N/A
Reset Fee within camp area. Sinks(8 sink units)		\$200.00				

14. SPECIAL PROVISIONS

- (a.) The Provisions of IFB 075360CSW and General Clauses along with replacement clauses are attached and incorporated herein. See attached DNRC General Provisions, Federal Acquisition Regulations (FAR) clauses, NRCG Supplemental Terms and Conditions to the General Clauses of the EERA, OF-294, and the Register of Wage Determination Under the Service Contract Act.
- b. For service calls, mileage shall be calculated from the contractor's base or lodging point to the toilet location and return to one of the above via dump station. Service includes cleaning, sanitizing, pumping and refilling of supplies and liquids.
- c. Contractor is responsible for proper removal and disposal of wastewater. Contractor is responsible for all permits. Disposal fees to the nearest dump site, if applicable, will be reimbursed by the government. Receipts are necessary for payments.
- d. On day of delivery a service charge will be made only if another service call plus mileage to the site is required that same day. Mileage to be paid for delivery of 5 units or less to a location. There will be no pickup charge except for service and mileage the last day.
- e. Reset fee: No mileage paid within the camp area. Mileage only will be charged for each trailer load if units are to be moved outside of the camp location. One day notification is required so contractor can bring required trailer for moving units.
- f. Equipment furnished under the agreement is not subject to pro-rating on the 1st or last day.
- g. For two sink units the grey water disposal and potable water for re-filling will be the contractor's responsibility and shall be included in the daily rate.
- h. This EERA is void if not presented with a valid Incident Specific Resource Order or Number.
- j. **BILLING** – Each Host Agency is responsible for their incident payments.
Payment office will be designated in Block 9 on the Emergency Equipment - Use Invoice, Form OF-286.
Federal agency fire payments will be processed and paid by one of the national fire payment centers.
The States of Montana, North Dakota, and Idaho will process payments for their fires.

**** For the purpose of this EERA, an operational period is 24 hours. (0001-2400)**

Due to the immediate needs dictated by wildland fire fighting activities, the normal procedures to document contractor deviations cannot be followed. If the contractor services/equipment fails to meet or exceed requirements, the contracting agency may take whatever steps are necessary to obtain services/equipment which meets their needs

15. CONTRACTOR'S OR AUTHORIZED AGENT'S SIGNATURE 	15. a. PRINT NAME AND TITLE GARY A. BAXTER OWNER	15. b. DATE 4/30/07
16. DNRC CONTRACTING OFFICER'S SIGNATURE 	16. a. PRINT NAME AND TITLE JERRY W. WILLIAMS Purch Agt	16. b. DATE 5/10/07
17. FEDERAL CONTRACTING OFFICER'S SIGNATURE 	17. a. PRINT NAME AND TITLE Deborah Wesseli's CO	17. b. DATE 5/31/07